

CITY COUNCIL MINUTES

July 24, 2014

The meeting was called to order by President Taylor at 7:00 p.m.

MEMBERS PRESENT: Mrs. Richardson, Mr. Taylor, Mr. Reams, Mr. Berbee, Mr. Fogt, Mr. Rausch, Mrs. Groat.

OTHERS PRESENT: Mayor John Gore, Director of Administration Terry Emery, Finance Director Jenny Chavarria, Battalion Chief Mark Ropp, Police Chief Floyd Golden, Law Director Tim Aslaner, Public Service Director Mike Andrako, Clerk Anna Krutowskis

REPORTERS PRESENT: Ryan Horns-Journal Tribune, Amy Rogan-ThisWeek News

CITIZENS PRESENT: Ben Vollrath, Nancy White

APPROVAL OF MINUTES: There being no additions or corrections, the minutes for the meeting on July 10, 2014 are approved as written.

ADMINISTRATIVE REPORT: Mr. Taylor thanked Mayor Gore for the eulogy today, Mayor Gore was speaking for the citizens of Marysville, and it was the most moving eulogy he has heard and thank you from Council.

Mayor Gore reported the following:

Events & Recreation:

The City's "**Explore a Truck**" event will be held Friday, August 1st from 10:00am to 2:00pm at Mill Valley Central Park. The event will be a "hands-on" experience featuring vehicles and equipment used by the City's Police, Fire and Service Departments. Mr. Andrako said that this is a way for the City to take its fleet and display in a way that the kids can explore the vehicles, and honk the horns. It is equipment that kids see on job sites and are not able to get close to. We will have construction hats for the kids with the City logo. Emergency and Service vehicles will be there. Mayor Gore stated that if this event is successful maybe the utility companies will bring their trucks out next year as well. Mrs. Richardson asked if there is anything she can do to help out? Mr. Andrako stated that she could get the word out about the event especially for the Mill Valley area.

The City will host a "**Dive-In**" movie at the Municipal Pool on Saturday, August 2nd. The featured movie, "Turbo" begins at 9:30 pm. There will be free admission to the pool beginning at 7:00 pm. This event will be presented by Richwood Bank.

Friday Nights Uptown, “Founder’s Day & Car Show” event will be held Friday, August 8th from 6:00 pm-10:00 pm. Music will be by the Sibling Rivalry Band which is presented by Coughlin Cars. This will be the last uptown Friday night for the year.

Engineering:

Partners Park updates:

- *Green space* - importing soil for lawn preparation.
- *Pavilion* - structural steel work is complete, brick on columns is wrapping up.
- *Splash Pad* - underground work is ongoing. Pad to be complete Mid September.
- *Restrooms* - roof and exterior work is ongoing and will be completed this week.

The **City's 2014 Pavement Maintenance Program** is currently underway and is scheduled to be completed by September 1, 2014 (weather permitting). During working hours of 7:00 am to 7:00 pm, vehicle parking on the affected streets will be prohibited. The City will continue to update the citizens of these streets that are affected. Driveway access will be permitted, but delays are to be expected. Limiting traffic during these operations is appreciated. Visit the city’s website at www.marysvilleohio.org for a list of locations that will be affected or call Assistant City Engineer Rob Priestas at 937-645-7360.

All items from the house at **222 S. Main St.** that were requested by the Historical Society have been removed and stored in the garage for pick-up. The hazardous materials report/analysis was completed on Wednesday, July 23rd which will allow us to notify the EPA of the proposed demolition of the home. Due to the required 10 day EPA notification period following hazardous materials analysis, demolition is expected to begin around Wednesday, August 6th. In the meantime, all utilities are being coordinated for removal, and Fire and Police have the opportunity to perform training exercises in the structure. The proposed parking lot was staked out on the parcel, and it appears that all three trees along the southern property line will be able to be saved and incorporated into Partners Park.

Administration:

Finance Director Jenny Chavarria and Assistant Finance Director Nancy Myers will be on WQTT 1270 AM radio station tomorrow morning from 9:00-9:30 am for “Marysville Municipal Matters.” Topic of discussion will be the 2015 Budget Preparation Process.

Regarding the homes with fire damage located on Fifth and Eighth Streets, the owner is in contract to have the homes demolished. Like the house at 222 S. Main Street, the hazardous materials analyses have been completed and are currently in the EPA notification period. The contractor has notified our City Law Director that the houses are expected to be razed by the end of August. Mr. Reams asked if that means the home across from Bunsold? Mr. Aslaner inquired if he was talking about Bunsold Middle School, and then Mr. Aslaner stated no that property is not included. Mayor Gore asked Mr. Reams if he was inquiring about the old producers building. Mayor Gore stated that they have removed part of it, but it might be something Mr. Aslaner should look into.

For a third year in a row the Government Finance Officers Association (GFOA) has recognized Ms. Chavarria and her staff with the "Certificate of Achievement for Excellence in Financial Reporting" for the 2012 Comprehensive Annual Financial Report. This evening, we have Nancy White, who is the President of GFOA, and the Clerk of Mifflin Township to recognize Ms. Chavarria tonight with the award. Mayor Gore and Mr. Taylor thanked Ms. White for coming.

Mr. Fogt stated that there is a burned down house on South Court Street, that they are remodeling, he feels sorry for the next owner with everything they are doing and are not doing. He suggested that everyone drive by it. Do we have any jurisdiction about it? Mayor Gore stated that if what the business owners tell him about the County Building department, they will be on it. Mr. Fogt stated that they are not because they were putting new wood on it today with burnt lumber still attached. Mr. Taylor asked Mr. Aslaner about this. Mr. Aslaner stated that Mr. Delong has talked to Mary Sampsel, they have applied for permits, and the building department is over seeing it, he said that he can talk to Mary and come back to next meeting and report on this house.

Mr. Taylor stated at this time he would like to name our temporary Clerk of Council, Anna Krutowskis, she has served as a substitute, she will be handling the duties until we find a new Clerk of Council. Mr. Taylor asked for all in favor say "aye", all members of Council stated "aye". If Anna is unable to attend then Kris will be stepping up and substituting.

REPORT OF CLERK OF COUNCIL: Clerk Anna Krutowskis reported that the nominations for this years Beautification Program are complete and a record number (28) applications have been submitted. The Exterior Property Maintenance Commission members will be judging the properties between July 21st and August 7th with awards being handed out at the September 11th City Council meeting.

Mr. Taylor stated that he would like Council to consider renaming the program to the Connie Patterson Beautification Program, as Connie is the one that brought the program to council to start. We will talk about this later, and send through committees.

Mrs. Kruotowskis stated that she would greatly appreciate it if anyone has any last minute agenda items if they could please get it to her by noon on the day of the meeting. Also the final copy of the agenda with the notes included she emailed each of you it in the shared docs. Is that ok, or do you want a printed out copy or both?

Mr. Taylor stated that we are going to do away with these unless there is an emergency basis because that was what we agreed to as Council.

REPORT PLANNING COMMISSION: Scot Draughn is the Vice Chairman of Planning Commission and member of Design Review Board. The July 7, 2014, Planning Commission meeting there was two items on that agenda to approve a replat in the Woods at Mill Valley North Phase 1 Part 12 that has been in house for a long time. It passed five to zero. The other item was regarding the Rules of Procedure, and approving the Planning Commissions Rules of Procedure. It passed five to zero. There are several items coming up for discussion like Street

Trees and Public Tree Requirements, Evaluate the SD-1 zoning district and its boundaries, Create an Office Zoning District, and Update use tables to the NAICS Code. Design Review Board there were only a few things on the agenda for the July 9, 2014 meeting. A Certificate of Appropriateness for new signs at 211 North Main Street, passed 5 to 0; Certificate of Appropriateness for new signs at 107 North Main Street, passed 6 to 0; Certificate of Appropriateness for demolition of existing structures at 702 and 714 East Fifth Street and the Certificate of Appropriateness for Construction of 5,000 sq. ft. building at 702-714 East Fifth Street was tabled due to a request made by Union County Historical Society President Robert Parrott stating the code section states there is twenty day waiting period for him to write a report on the historical significant of the sites and that was not met at the time of the meeting. The board tabled those issues so that Mr. Parrott could submit his report, these items will be held at a special meeting on July 30, 2014.

HEARING OF CITIZENS: None

RESOLUTIONS

None

ORDINANCES

The ordinance “AUTHORIZING ADDITIONAL APPROPRIATION FOR THE CONSTRUCTION OF A DOG PARK AND MODIFYING THE 2014 ANNUAL BUDGET” was presented for second reading, public hearing. Citizen's comments or questions: none. Council comments or questions: Mrs. Groat stated President Taylor, Brad Bills was a strongly supporter the dog park, and in his memory she would like to suggest for consideration of Parks & Rec. that the dog park be named the "Barks a lot Dog Park".

Mr. Fogt said that he was a friend of Brad and Deloris, and he is a dog lover but he is not a supporter of this action, he thinks that \$85,000.00 could be better spent on bike trails or something else. I know the Parks and Rec. have control of that money.

It will be back for third reading title only at the August 14, 2014 meeting.

The ordinance “TO ESTABLISH FEES FOR THE RENTAL OF THE CITY'S PORTABLE STAGE” was presented for second reading, public hearing. Citizen's comments or questions: none. Council comments or questions: none.

It will be back for third reading title only at the August 14, 2014 meeting.

The ordinance "TO AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$11,200,000 OF NON-TAX REVENUE BONDS FOR THE PURPOSE OF CONSTRUCTING CERTAIN PUBLIC INFRASTRUCTURE IMPROVEMENTS IN CONNECTION WITH THE COLEMAN'S CROSSING/CITY GATE DEVELOPMENT, INCLUDING BUT NOT LIMITED TO (I) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER, AND OTHER RELATED UTILITY IMPROVEMENTS, AND GRADING CONSTRUCTION FOR COLEMAN'S CROSSING BOULEVARD BETWEEN DELAWARE AVENUE AND INDUSTRIAL PARKWAY, (II) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER, AND OTHER RELATED UTILITY IMPROVEMENTS, AND GRADING CONSTRUCTION FOR EAST FIFTH STREET AND CHARLES LANE, (III) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER, AND OTHER RELATED UTILITY IMPROVEMENTS, AND GRADING CONSTRUCTION FOR THE INTERSECTIONS OF DELAWARE AVENUE AND COLEMAN'S CROSSING BOULEVARD AND INDUSTRIAL PARKWAY AND COLEMAN'S CROSSING BOULEVARD, (IV) ACQUISITION OF LAND FOR RELATED RIGHT-OF-WAYS AND OTHER LAND ACQUISITION AS NECESSARY, (V) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER, STORM DRAINAGE AND CONSTRUCTION OF COLEMAN'S CROSSING BOULEVARD NORTHERLY FROM DELAWARE AVENUE FOR APPROXIMATELY 1,141 LINEAL FEET TO ITS TERMIUS, (VI) ROADWAY IMPROVEMENTS, WATER, SANITARY SEWER, STORM DRAINAGE AND CONSTRUCTION OF LYDIA DRIVE EASTERLY FROM CONNOLLY STREET FOR APPROXIMATELY 1,217 LINEAL FEET TO ITS TERMINUS, (VII) ROADWAY IMPROVEMENTS ON DELAWARE AVENUE TO ADD A WEST-BOUND RIGHT TURN LANE AT THE INTERSECTION WITH COLEMAN'S CROSSING BOULEVARD, (VIII) ACQUISITION OF LAND FOR RELATED RIGHT-OF-WAYS AND OTHER LAND ACQUISITION AS NECESSARY, AND (IX) OTHER INFRASTRUCTURE IMPROVEMENTS RELATING TO THE DEVELOPMENT OF THE SITE, AND RETIRING NOTES PREVIOUSLY ISSUED FOR SUCH PURPOSE; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS; AND DECLARING AN EMERGENCY. At this time Mr. Taylor requested a motion to pass this as an emergency clause, and there will be a request from Administration shortly to waive third reading. Mrs. Groat moved the motion.

Mrs. Groat YES; Mr. Reams YES; Mr. Berbee YES; Mr. Rausch YES; Mr. Fogt YES; Mrs. Richardson YES; Mr. Taylor YES

Mayor Gore stated that this will combine the two TIFs between City Gate and Coleman's Crossing long term bonds. We have talked with Matt and Andy and we believe the TIFs are performing to the level that we can do this conversion now and it would benefit everyone long term and interest rates are pretty competitive right now and we think that this is the time to do it based on their advice. Mr. Taylor stated that per council's request we were not going to try to do all this tonight but they would like to do a waiving of the third reading tonight and at second reading we will have the public hearing to allow input from the community. Mr. Taylor would like to entertain motion to waive third reading. Mr. Berbee moved the motion.

Mr. Reams YES; Mr. Berbee YES; Mr. Rausch YES; Mr. Fogt YES; Mrs. Richardson YES; Mr. Taylor YES; Mrs. Groat YES

Mr. Taylor asked if there were any other council comments or questions regarding the legislation before us tonight? Mrs. Richardson replied, yes.

Mrs. Richardson asked Mrs. Chavarria, what is the maturity of the bonds? Ms. Chavarria stated it is 20 years. Mrs. Richardson asked are we expected to pay the 5.5%? Ms. Chavarria said that she doesn't think we are expected to pay that but we are hoping to get a much better rate. Mr. Taylor stated after talking with Matt, the sooner we pass this the sooner they can get it on the market the better chance to lower our rate.

It will be back for second reading public hearing at the August 14, 2014 meeting, and will be voted on that evening.

PARKS & RECS: Mr. Taylor stated to Mr. Rausch that there is a Dave Downing that is interested in the Ward 4 position that is open. Mr. Taylor told him before he appointed him, he would like for Mr. Downing to meet with Mr. Rausch to make sure he knows what he was getting into.

Mr. Rausch reported that they had a meeting where they ratified the 5 year Capital Improvement Budget. To Mr. Fogt's comment about bike trails, we had Mr. Phillips come in from Economic Development, and there is a comprehensive plan that is being looked at and there are some funds being raised to prepare that comprehensive plan, and the Parks & Rec. Committee thinks it would be a little premature to circumvent that. We are going to let that plan take place then try to do a comprehensive bike path throughout Union County. It will take a few years.

COMMENTS OF THE MAYOR AND COUNCIL PERSONS AND GENERAL DISCUSSION:

Mrs. Groat: Public Affairs will meet Monday, July 28, 2014 at 6:00pm in Council Chambers, there is no major agenda but we are meeting because she feels it is wrong to have committees constantly cancel. If the public would like to address this committee, please feel free to come, we want to hear residents concerns.

Mrs. Richardson: She wanted to tell Chief Riley and the Administration, that she is glad that they had looked at the need for a tornado siren specially that would cover over the reservoir and Mill Valley Parks and the residents in that area. She thinks that is a prudent decision, and feedback from the public is thank you.

Start Talking Campaign. She wanted to give us some facts about drugs and alcohol. One in five teens will use prescription medication that is not prescribed to them. Overdoses have now surpassed car crashes as the leading cause of accidental deaths in the United States. Annually, 2,500 Ohioans ages 12-20 are admitted for alcohol treatment and the use of opiate pills or heroin is on the rise. Specifically, in 2010, Troopers seized over 28,000 opiate pills and around 18lbs of heroin, three years later in 2013 that number rose to 53,000 opiate pills and over 93 lbs of heroin.

Also, there is a new dangerous drug trend called powdered caffeine. Caffeine is in a powdered form and can be found on the internet, it can be sprinkled on food and mixed into any liquid. A serving is 1/16th of a teaspoon which is the equivalent of two cups of coffee. Imagine if someone gets a hold of this and gets a teaspoon in their liquid. That is equivalent to 30 cups of coffee. Think of the damage that could do to someone. She wants us to just be aware of this. Caffeine is a stimulant drug that affects your body with accelerated heart rate, anxiety, seizures, nausea, dizziness, sleeping difficulty, and really what is at risk is the young people.

Mrs. Richardson also inquired about the status of the uptown steak house? Mayor Gore stated that it is open.

She also stated in front of everyone you should have flyer, about the Mill Valley Flashlight walk, which will begin August 5, 2014 at 8:00pm.

Mrs. Richardson shared that Connie was a remarkable, capable and kind woman. She wants to genuinely say thank you to her, she is not physically here but she is spiritually here and is listening to all of us. Connie, thank you for your expertise, help, dedication, your kindness, were beyond compare. Rest in peace extraordinary lady and friend. And may God continue to bless and console your family in their time of loss. We will truly miss you.

Mr. Fogt stated every one should have received the Ohio Municipal League Legislative Bulletin, and again he is going to talk about HB 5, because it is in there. This exchange happened on June 3, 2014 at a hearing at the Senate. Senator, Mr. Tom Zano, who is the Chief architect of HB5 and lead representative of the Ohio Certified Public Accountants, who is a strong supporter of HB 5. The question was how cities are going to maintain the revenue they need to provide services, once this HB 5 is passed? He said that the cities will have to fix their income tax rates. Please continue to oppose HB 5.

Mr. Rausch stated that he usually gives a MORPC roundtable update but with Connie's passing, he did not go. Reminder that the fair is going on, please be careful and slow down. Make sure all the little ones make it across the street safely.

Mr. Reams: In light of the paving work that will be going on trail in the Jim Simmons Trail in Mill Valley, I talked to Mr. Andrako because there is a couple of spots that need a little drainage work before we put any pavement down. We should really work on improving the drainage and basically he set me up to meet with Mr. Priestas. We went out one afternoon and reviewed them and marked them. I just want to thank Rob, Mike and Jeremy for their support in that. We do not want a repeat of what we have in certain areas.

Mr. Berbee: The Audit Committee met with the Auditor's, we received a clean audit review but there were a few differences of opinions that we are trying to work out with the Auditors. The report should be available within the next 8 to 10 days. At our Finance Committee meeting, I asked Ms. Chavarria to make a year-to-date debt review and what she anticipated paying off for the year. Initially, our budget just paying off principal, no interest was 3.5 million, but at the end of the year, we did see that we were able to pay off more. We were able to increase that to 4.2 million in debt reduction for this year. Kudos to the Administration, and again thank you for

listening to Council because you know that this is a big concern of Council. This is budget time; Administration has made a few recommendations. First off, we have a financial review policy in place; we all agreed that 5 million dollars should be the amount in the rainy day fund. There were two items that the City would like us to review; we whole heartedly go along with the new City's Reserve Policy. This will be the Capital Reserve Fund; this fund allows the City to be proactive for items that would come up that need to be purchased. We also want to establish an Acute Leave Reserve Fund, for employees that leave the City. Currently, the City has 166 fulltime employees on the payroll, and of course we were able to reduce the amount of carry over hours. In 2012, we had 8 people retire, in 2013 we had 13 people, currently 5 are slated to retire this year, and there are 17 people able to retire this year or next year. If all of these people retire at one time the City would have to catch up the funds. Those funds at this time do not require Council action but you will see them coming up in the budget, and they can be discussed then.

Mr. Taylor: She will be missed and never replaced; those are Mayor Gore's words. We lost a good friend in Connie Patterson.

Mayor Gore: Mayor Gore told Mr. Fogt that he received a message from the Ohio Municipal League that he needed to start talking to our State Senator. He has talked with Mr. Burke since. Senator Burke is well aware, and we are going to arrange a meeting with him, other Mayors and MORPC. HB 5 will bankrupt the communities. We will continue to talk to them about it.

Mayor Gore would like to thank Chief Riley, and Chief Golden, we had a fire truck and police car at the funeral home. Chief Golden and Chief Riley were both in full dress and served as doormen, and opened doors for everyone that came in. Family members stated that they couldn't believe how much the City honored Connie Patterson. She represented the City well; He could have talked for hours about everything she has done for the City.

ADJOURNMENT: There being no further business to come before Council, the meeting was adjourned at 8:00 p.m.